

00862.023438

## PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Examiner: A. Shaw  
YASUYUKI NUMAJIRI ) Group Art Unit: 1634  
Application No.: 10/765,943 ) Confirmation No. 1830  
Filed: January 29, 2004 )  
For: TESTING METHOD USING DNA )  
MICROARRAY : August 4, 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL FOR INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the concurrently submitted Form PTO/SB/08a. Copies of the foreign patent publications are provided.

This Information Disclosure Statement is filed, in part, to make of record a document cited in the July 18, 2008 Office Action issued in corresponding Japanese Application No. 2003-029666. A copy of the Office Action is submitted.

The concise explanation of relevance for the non-English document may be found, *inter alia*, in the English language abstract attached thereto and/or in related English language publications that are listed on Form PTO/SB/08a.

STATEMENT UNDER 37 C.F.R. § 1.97(e) and 1.704(d)

Each item of information in this information disclosure statement was first cited in any communication from a foreign Patent Office in a counterpart foreign

application not more than three months prior to the filing date of this Statement, and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.

CONCLUSION

It is respectfully requested that the above information be considered by the Examiner and that a copy of the concurrently submitted PTO/SB/08a be returned indicating that such information has been considered.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

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